

02-CV-01683-ORD

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SEP 08 2003

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

Honorable Thomas S. Zilly
Set for Hearing August 29, 2003

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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

VALVE, L.L.C., a Washington Limited
Liability Company,

Plaintiff,

v.

SIERRA ENTERTAINMENT, INC. (AKA
SIERRA ON-LINE, INC.), a Delaware
Corporation,

Defendant.

No. C 02-1683Z

~~PROPOSED~~ ORDER GRANTING
PLAINTIFF'S MOTION TO COMPEL
DISCOVERY

THIS MATTER having come on for hearing before the undersigned Judge of the above-entitled Court, and the Court having considered the moving and responding papers of both plaintiff and defendant, the relevant supporting declarations, other pleadings on file herein, the Court grants plaintiff's motion to compel discovery. The Court also awards to plaintiff its reasonable expenses in bringing this motion, including its attorneys fees, in an amount to be determined by further proceedings of this Court.

ORDER

ORDERED, therefore that Valve's motion to compel discovery from Sierra and its affiliates (Vivendi Universal, Vivendi Universal Games, and Havas Interactive) is GRANTED. Sierra's objection to producing documents and information based upon a claim

ORDER GRANTING PLAINTIFF'S
MOTION TO COMPEL
DISCOVERY - 1

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1 of "extraterritoriality" and/or the claim that such documents need not be produced because
 2 they are kept outside the United States lacks merit. Sierra shall produce materials and
 3 information from its and its affiliates domestic and foreign offices as requested by Valve in its
 4 First Set of Request for Production and First Set of Interrogatories dated April 10, 2003. Such
 5 production shall commence as soon as possible and must be reasonably completed twenty
 6 (20) days from the date of this order.

7 It is FURTHER ORDERED, pursuant to Fed R. Civ. P. 37(a)(4), that Sierra shall pay
 8 Valve its reasonable expenses in bringing this motion, including its attorneys fees, the amount
 9 of which will be determined by further proceedings of this Court .

10
 11 DATED Sept. 8, 2003.

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 14 
 15 Judge Thomas S. Zilly
 United States District Court

16 Presented by:

17 PRESTON GATES & ELLIS LLP

18
 19 By: 

20 Karl J. Quackenbush, WSBA #9602
 Jason P. Holtman, WSBA # 28233

21 Attorneys for Plaintiff
 22 Valve, LLC

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 ORDER GRANTING PLAINTIFF'S
 MOTION TO COMPEL
 DISCOVERY - 2

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